

IC 31-19-2.5

Chapter 2.5. General Notice Requirements

IC 31-19-2.5-1

Application

Sec. 1. This chapter applies to notice given to a:

- (1) putative father under IC 31-19-4; and
- (2) person under IC 31-19-4.5.

As added by P.L.61-2003, SEC.4.

IC 31-19-2.5-2

Notice of adoption

Sec. 2. (a) Except as provided in subsection (b), IC 31-19-4 applies to notice given to a putative father and IC 31-19-4.5 applies to notice given to other persons.

(b) If a petition for adoption alleges the consent of a putative father or a parent to the adoption has not been obtained and is unnecessary under:

- (1) IC 31-19-9-8(a)(1);
- (2) IC 31-19-9-8(a)(2);
- (3) IC 31-19-9-8(a)(4)(B);
- (4) IC 31-19-9-8(a)(4)(C);
- (5) IC 31-19-9-8(a)(9); or
- (6) IC 31-19-9-8(a)(11);

notice must be given under IC 31-19-4.5.

As added by P.L.61-2003, SEC.4.

IC 31-19-2.5-3

Required notice

Sec. 3. (a) Except as provided in section 4 of this chapter, notice must be given to a:

- (1) person whose consent to adoption is required under IC 31-19-9-1; and
- (2) putative father who is entitled to notice under IC 31-19-4.

(b) If the parent-child relationship has been terminated under IC 31-35 (or IC 31-6-5 before its repeal), notice of the pendency of the adoption proceedings shall be given to the:

- (1) licensed child placing agency; or
- (2) local office;

of which the child is a ward.

As added by P.L.61-2003, SEC.4. Amended by P.L.97-2004, SEC.108; P.L.1-2007, SEC.195; P.L.128-2012, SEC.47.

IC 31-19-2.5-4

Notice not required

Sec. 4. Notice of the pendency of the adoption proceedings does not have to be given to:

- (1) a person whose consent to adoption has been filed with the petition for adoption;
- (2) a person whose consent to adoption is not required by:

- (A) IC 31-19-9-8(a)(4)(A);
- (B) IC 31-19-9-8(a)(4)(D);
- (C) IC 31-19-9-8(a)(5);
- (D) IC 31-19-9-8(a)(6);
- (E) IC 31-19-9-8(a)(7);
- (F) IC 31-19-9-8(a)(8);
- (G) IC 31-19-9-9;
- (H) IC 31-19-9-10;
- (I) IC 31-19-9-12;
- (J) IC 31-19-9-15; or
- (K) IC 31-19-9-18;

(3) the hospital of an infant's birth or a hospital to which an infant is transferred for medical reasons after birth if the infant is being adopted at or shortly after birth;

(4) a person whose parental rights have been terminated before the entry of a final decree of adoption; or

(5) a person who has waived notice under:

(A) IC 31-19-4-8; or

(B) IC 31-19-4.5-4.

As added by P.L.61-2003, SEC.4. Amended by P.L.58-2009, SEC.9.

IC 31-19-2.5-5

Validity of notice

Sec. 5. A notice served in accordance with IC 31-19-4 or IC 31-19-4.5 is valid regardless of whether the notice is served within or outside Indiana.

As added by P.L.146-2007, SEC.3.